

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DARREN W. WEYMOUTH.

Plaintiff,

V.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security
Administration.

Defendant.

CASE NO. 3:16-CV-05946-DWC

**ORDER ON DEFENDANT'S MOTION
FOR REMAND**

Plaintiff filed this action, pursuant to 42 U.S.C § 405(g), seeking judicial review of the denial of Plaintiff’s applications for Disability Insurance Benefits (“DIB”). The parties have consented to proceed before a United States Magistrate Judge. *See* 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local Magistrate Judge Rule MJR 13. *See also* Consent to Proceed before a United States Magistrate Judge, Dkt. 5. This case is before the Court on Defendant’s Motion for Remand pursuant to Sentence Six of 42 U.S.C. § 405(g). Dkt. 14. Plaintiff has not filed a response to Defendant’s Motion.

1 Based upon Defendant's Motion and the relevant record, the Court grants Defendant's
2 Motion for Remand. The Court remands this case back to the Social Security Administration for
3 further administrative proceedings pursuant to Sentence Six of 42 U.S.C. § 405(g) to conduct a
4 *de novo* hearing.

5 This Court retains jurisdiction over the case. If the outcome of the *de novo* hearing is
6 unfavorable to Plaintiff, he may seek judicial review by reinstating this case rather than by filing
7 a new Complaint. If the outcome is favorable to Plaintiff, the parties will move this Court for
8 entry of Judgment.

9 Dated this 27th day of April, 2017.

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11 David W. Christel
12 United States Magistrate Judge
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